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Filing date: **10/03/2011**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91197089
Party	Plaintiff Los Angeles Dodgers LLC
Correspondence Address	MARY L KEVLIN COWAN LIEBOWITZ & LATMAN PC 1133 AVENUE OF THE AMERICAS NEW YORK, NY 10036-6799 UNITED STATES rar@cll.com, trademark@cll.com
Submission	Answer to Counterclaim
Filer's Name	Robert Riether
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Signature	/Robert Riether/
Date	10/03/2011
Attachments	1266198_2.pdf (6 pages)(14337 bytes)

In re Application Serial No. 77/750,645
Filed: June 3, 2009
For Mark: BROOKLYN BURGER (Stylized)
Published in the Official Gazette: April 27, 2010

A. STEIN MEAT PRODUCTS, INC.,
Applicant.

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Opposition No. 91197089

Opposer Los Angeles Dodgers, LLC (hereinafter “Opposer”) as and for its Answer to the Counterclaims of Applicant A. Stein Meat Products, Inc. (hereinafter “Applicant”), alleges as follows:

- 21307/016/1266198.2

5. Opposer does not have knowledge or information sufficient to form a belief as to the truth or falsity of the allegations contained in Paragraph 20 of Applicant's Counterclaims and therefore denies the allegations contained in Paragraph 20 due to vagueness of the meaning of "originate."

6. Opposer denies the allegations contained in Paragraphs 21 and 22 of Applicant's Counterclaims.

7. Opposer admits that the Brooklyn Dodgers baseball team left Brooklyn, New York in 1957 and relocated to Los Angeles, California, and excepted as admitted, Opposer denies each and every other allegation of Paragraph 23.

8. Opposer denies the allegations contained in Paragraph 24 of Applicant's Counterclaims except states that Applicant is petitioning to cancel Opposer's Trademark Registrations.

9. Opposer repeats its responses to Paragraphs 18-24 of Applicant's Counterclaims as incorporated by reference in Paragraph 25 of Applicant's Counterclaims.

10. Opposer admits the allegations contained in Paragraph 26 of Applicant's Counterclaims.

11. Opposer denies the allegations contained in Paragraphs 27 and 28 of Applicant's Counterclaims.

12. Opposer repeats its responses to Paragraphs 18-28 of Applicant's Counterclaims as incorporated by reference in Paragraph 29 of Applicant's Counterclaims.

13. Opposer admits the allegations contained in Paragraph 30 of Applicant's Counterclaims.

14. Opposer denies the allegations contained in Paragraphs 31 and 32 of Applicant's Counterclaims.

15. Opposer repeats its responses to Paragraphs 18-32 of Applicant's Counterclaims as incorporated by reference in Paragraph 33 of Applicant's Counterclaims.

16. Opposer admits the allegations contained in Paragraph 34 of Applicant's Counterclaims.

17. Opposer denies the allegations contained in Paragraphs 35 and 36 of Applicant's Counterclaims.

18. Opposer repeats its responses to Paragraphs 18-36 of Applicant's Counterclaims as incorporated by reference in Paragraph 37 of Applicant's Counterclaims.

19. Opposer admits the allegations contained in Paragraph 38 of Applicant's Counterclaims.

20. Opposer does not have knowledge or information sufficient to form a belief as to the truth or falsity of the allegations contained in Paragraph 39 of Applicant's Counterclaims, and therefore denies the allegations contained in Paragraph 39.

21. Opposer denies the allegations contained in Paragraphs 40 and 41 of Applicant's Counterclaims.

22. Opposer repeats its responses to Paragraphs 18-41 of Applicant's Counterclaims as incorporated by reference in Paragraph 42 of Applicant's Counterclaims.

23. Opposer admits the allegations contained in Paragraph 43 of Applicant's Counterclaims.

24. Opposer denies the allegations contained in Paragraphs 44 and 45 of Applicant's Counterclaims.

25. Opposer repeats its responses to Paragraphs 18-45 of Applicant's Counterclaims as incorporated by reference in Paragraph 46 of Applicant's Counterclaims.

26. Opposer admits the allegations contained in Paragraph 47 of Applicant's Counterclaims.

27. Opposer denies the allegations contained in Paragraphs 48 and 49 of Applicant's Counterclaims.

28. Opposer repeats its responses to Paragraphs 18-49 of Applicant's Counterclaims as incorporated by reference in Paragraph 50 of Applicant's Counterclaims.

29. Opposer admits the allegations contained in Paragraph 51 of Applicant's Counterclaims.

30. Opposer denies the allegations contained in Paragraphs 52 and 53 of Applicant's Counterclaims.

31. Opposer repeats its responses to Paragraphs 18-53 of Applicant's Counterclaims as incorporated by reference in Paragraph 54 of Applicant's Counterclaims.

32. Opposer admits the allegations contained in Paragraph 55 of Applicant's Counterclaims.

33. Opposer denies the allegations contained in Paragraphs 56 and 57 of Applicant's Counterclaims.

WHEREFORE, Opposer requests that the Counterclaims be dismissed with prejudice.

Dated: New York, New York
October 3, 2011

Respectfully submitted,

COWAN, LIEBOWITZ & LATMAN, P.C.
Attorneys for Opposer

By: /Robert Riether /
Mary L. Kevlin
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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that, on October 3, 2011, I caused a true and complete copy of the foregoing OPPOSER'S ANSWER TO THE COUNTERCLAIMS to be sent via First Class Mail, postage prepaid, to Applicant's attorney and Correspondent of Record, Robert T. Maldonado , Esq., Cooper & Dunham LLP. 30 Rockefeller Plaza, New York, New York 10112.

/Robert Riether /

Robert Riether